

Customer No. 28880

Confirmation No. 6530

PTO/SB/21 (03-03)

Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (To be used for all correspondence after initial filing)	Application Number	10/722,860	
	Filing Date	February 6, 2004	
	First Named Inventor	Louis S. Chupak	
	Art Unit	Unknown	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	12	Attorney Docket Number	PC25655A

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.62 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Notification of Missing Requirements; Oath and Declaration
Remarks AUTHORIZATION TO CHARGE THE FEE AND ANY ADDITIONAL FEES AS NECESSARY OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT 23-0455 IS HEREBY GIVEN.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	J. Michael Dixon	
Signature		
Date	7-18-04	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date <u>7-18-04</u>		
Typed or printed	Wanda C. Bland	
Signature		Date <u>7-18-04</u>

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-765-9199) and select option 2.

USPTO Fax No. 703-872-9306

Confirmation Report - Memory Send

Date & Time: Jul-12-2004 12:39pm
Tel line :
Machine ID :

Job number : 460
Date & Time : Jul-12 12:36pm
To : 917038729306
Number of pages : 012
Start time : Jul-12 12:36pm
End time : Jul-12 12:39pm
Pages sent : 012
Status : OK

Job number : 460

*** SEND SUCCESSFUL ***

Customer No. 26950

Confirmation No. 4530

PTO/USPTO (03-00)
Approved for use through 6/30/2005. Only for use in the U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE.

Under the Copyright Revision Act of 1992, no person has provided to the public in a printed or electronic form a copy of this form without the permission of the U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE.

TRANSMITTAL FORM
(to be used for all correspondence after initial filing)

Application Number	10/723,860
Filing Date	February 9, 2004
First Named Inventor	Louis B. Chapak
Att Unit	Unknown
Examiner Name	Not Yet Assigned
Attorney/Agent Number	PC25655A

Total number of Pages in This Submission: 12

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Responses to Missing Parts/Incomplete Application <input type="checkbox"/> Responses to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CB, Number of CB(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TO (Appeal Notice, Brief, Reply and) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input type="checkbox"/> Copy of Notification of Missing Requirements; Oath and Declaration
--	---	--

REMARKS
AUTHORIZATION TO CHARGE THE FEE AND ANY ADDITIONAL FEES AS NECESSARY OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT 23-0499 IS HEREBY GIVEN.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual: J. Michael Dixon
Signature: *[Signature]*
Date: 7-12-04

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being transmitted to the USPTO and/or with the United States Patent and Trademark Office as follows:

Typed or Printed: *[Signature]*
Signature: *[Signature]*
Date: 7-12-04

This statement of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the owner which is to the best of the USPTO's knowledge, preparing, and submitting the complete application form to the USPTO. This statement is required to be completed by the individual owner. Any communique or the Trademark Office, U.S. Department of Commerce, Washington, DC 20531. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22304-1450.

If you need assistance in completing this form, call 1-800-PTO-0123 (1-800-760-1234) and select option 2.

USPTO Form No. 702-672-0206

PC25655A

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT : Louis S. Chupak, et al EXAMINER : Not Yet Assigned
SERIAL NO. : 10/772,860 ART UNIT : Unknown
FILED : February 6, 2004 PAPER NO : Unknow
FOR : ANTIBACTERIAL AGENTS

Response to Notice of Missing Parts of Nonprovisional Application

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is in response to the Notice to File Missing Parts of Nonprovisional Application, dated May 12, 2004. In the Notice to File Missing Parts, the Office has indicated that the Applicants submitted an unsigned Oath or Declaration, and has requested that the Applicants furnish same in order to avoid abandonment of the above-identified application.

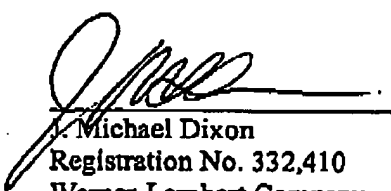
The Applicants have enclosed the signed Declaration. As such, the Applicants respectfully submit that the requirements to avoid abandonment of the above-identified application have been met.

It is understood by the Applicants that this paper requires a fee; and authorization is given to charge any necessary filings fees and any additional fees or credit any overpayment to Deposit Account 23-0455.

The Applicants submit that this application is now in condition for allowance, which allowance is respectfully solicited.

Respectfully submitted,

Dated: 7/12/04


Michael Dixon
Registration No. 332,410
Warner-Lambert Company
2800 Plymouth Road
Ann Arbor, MI 48105
Telephone: (734) 622-1705
Facsimile: (734) 622-1553



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/772,860	02/06/2004	Louis S. Chupak	PC 25655A -11143

28880
 WARNER-LAMBERT COMPANY
 2800 PLYMOUTH RD
 ANN ARBOR, MI 48105

CONFIRMATION NO. 6530

FORMALITIES LETTER

OC000000012601703

Date Mailed: 05/12/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

A copy of this notice **MUST** be returned with the reply.

Docketed	
DATE	07-12-04
FOR	Missing Parts - HMA
BY:	FGB CHECKED BY: 10

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY